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1619

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bengt Sandberg, et al.

Serial No.: 09/881,213

Group Art Unit: 1619

Filed: June 15, 2001

Examiner:

For: BIOTIN DERIVATIVES

**RECEIVED**

TRANSMITTAL LETTER

Commissioner for Patents  
Washington, D.C. 20231  
Sir:

JUL 25 2002

TECH CENTER 1600/2900

Transmitted herewith are the following:

**ITEM(S)**

1. Verified Statement Claiming Small Entity Status –  
Mitra Medical Technology AB
2. Verified Statement Claiming Small  
entity Status – University of Washington
3. Statement Regarding Non-Profit Status – University of Washington

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

By: 

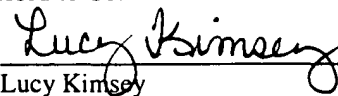
Robert G. Weilacher, Reg. No. 20,531

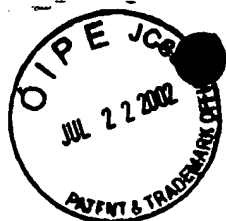
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Docket No. 033700-004

LIT/767492.1

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence if being deposited with the United States Postal Service as first class mail addressed to Commissioner for Patents, Washington, D.C. 20231 on July 16, 2002.

  
Lucy Kimsey



Application Serial No. 09/881,213  
Attorney's Docket No. 033700.004

NAME DEPARTMENT OF RADIATION ONCOLOGY  
ADDRESS University of Washington, Mailstop XD-48, 2121 N. 35th Street, SEATTLE, WA 98103  
☐ individual ☐ small business concern ☒ nonprofit organization USA

NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee and any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING D. Scott Wilbur  
TITLE OF PERSON OTHER THAN OWNER Associate Professor  
ADDRESS OF PERSON SIGNING Univ. of Washington, 2121 N. 35th St.  
Seattle, WA 98103

SIGNATURE D. Scott Wilbur DATE 2/27/02

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VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

Insert  
name,  
address

I hereby declare I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: DEPARTMENT OF RADIATION ONCOLOGY

Address of Organization: University of Washington, Mailstop XD-48, 2121 N. 35th Street,  
SEATTLE, WA 98103, USA

Type of Organization:

Check one

- a) ☒ University or other institution of higher education  
b) ☐ Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))  
c) ☐ Nonprofit scientific or educational under statute of state of the United States of America—  
(name of state \_\_\_\_\_) (citation of statute \_\_\_\_\_)  
d) ☐ Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and  
501(c)(3)) if located in the United States of America  
e) ☐ Would qualify as nonprofit scientific or educational under statute of state of the United  
States of America if located in the United States of America—(name of state  
\_\_\_\_\_) (citation of statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization  
as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title  
35, United States Code, in regard to the invention, entitled BIOTIN DERIVATIVES

Title of  
appln,  
inventors

by inventor(s) Bengt SANDBERG, Scott WILBUR and Rune NILSSON described in

Check one,  
fill in if  
b) or c)

- a) ☐ the specification filed herewith.  
b) ☒ application serial no. 09/881,213, filed 15 June 2001  
c) ☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit  
organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or  
organization having rights to the invention is listed below\* and no rights to the invention are held by  
any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR  
1.9(c), if that person had made the invention, or by any concern which would not qualify as a small  
business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE:  
Separate verified statements are required from each named person, concern or organization having  
rights to the invention averring to their status as small entities. (37 CFR 1.27)

Insert  
co-owners,  
if any, and  
check a),  
b) or c)

NAME MITRA MEDICAL TECHNOLOGY AB

ADDRESS Ideon Research Park, 223 70 LUND, SWEDEN

a) ☐ INDIVIDUAL b) ☒ SMALL BUSINESS CONCERN c) ☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

a) ☐ INDIVIDUAL b) ☐ SMALL BUSINESS CONCERN c) ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting  
in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the  
issue fee or any maintenance fee due after the date on which status as a small entity is no longer  
appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements  
made on information and belief are believed to be true; and further that these statements were made  
with the knowledge that willful false statements and the like so made are punishable by fine or  
imprisonment, or both under section 1001 of Title 18 of the United States Code, and that such willful  
false statements may jeopardize the validity of the application, any patent issuing thereof, or any  
patent to which this verified statement is directed.

Insert

NAME D. Scott Wilbur

TITLE Assoc Professor

Sign and  
date

ADDRESS Univ of Washington, 2121 N. 35th St, Seattle WA 98103

SIGNATURE D. Scott Wilbur

DATE 2/23/02

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Patent  
Attorney's Docket No. 033700.004

Applicant or Patentee: BENGT SANDBERG, ET AL.

Application or Patent No.: 09/881,213

Filed or Issued: June 15, 2001

For: BIOTIN DERIVATIVES

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. §§ 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☒ the owner of the small business concern identified below:  
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN MITRA MEDICAL TECHNOLOGY AB

ADDRESS OF CONCERN Ideon Research Park, 223 70 LUND, SWEDEN

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.12, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled

BIOTIN DERIVATIVES

by inventor(s) Bengt SANDBERG, Scott WILBUR and Rune NILSSON  
described in

- ☐ the specification filed herewith  
☒ Application No. 09/881,213, filed 15 June 2001  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above-identified small business concern are not exclusive, each individual, concern, or organization having rights to the invention is listed below,\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c), or by any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)